

The City Council of the City of Mattoon held a regular meeting in the City Hall Council Chambers on November 15, 2011.

Mayor Gover presided and called the meeting to order at 6:30 p.m.

Mayor Gover led the Pledge of Allegiance.

The following members of the Council answered roll call physically present: YEA Commissioner Bob Becker, YEA Commissioner Randy Ervin, YEA Commissioner Rick Hall, YEA Commissioner Chris Rankin, YEA Mayor Tim Gover.

Also physically present were City personnel: City Administrator Sue McLaughlin, Attorney & Treasurer J. Preston Owen, Community Development Coordinator Kyle Gill, Public Works Director Dean Barber, Fire Chief Tony Nichols, Police Chief Jeff Branson, and City Clerk Susan O'Brien.

Mayor Gover seconded by Commissioner Ervin moved to approve the consent agenda consisting of minutes of the regular meeting November 1 and special meeting November 4, 2011; bills and payroll for the first half of November, 2011 and HOME Rehab Expenditures.

Bills and Payroll for the first half of November, 2011

General Fund

Payroll		\$ 290,907.12
Bills		<u>\$ 77,555.27</u>
	Total	\$ 368,462.39

Hotel Tax Fund

Payroll		\$ 2,208.49
Bills		<u>\$ 2,717.10</u>
	Total	\$ 4,925.59

Insurance & Tort Judgment

Bills		<u>\$ 1,467.36</u>
	Total	\$ 1,467.36

Midtown TIF Fund

Bills		<u>\$ 12,313.26</u>
	Total	\$ 12,313.26

Capital Project Fund

Bills		<u>\$ 63,375.62</u>
	Total	\$ 63,375.62

Water Fund

Payroll		\$ 26,960.69
Bills		<u>\$ 298,920.60</u>
	Total	\$ 325,881.29

Sewer Fund

Payroll		\$ 27,626.29
Bills		<u>\$ 148,454.20</u>
	Total	\$ 176,080.49

Motor Fuel Tax Fund

Bills		<u>\$ 16,441.29</u>
	Total	\$ 16,441.29

Health Insurance Fund

Bills		<u>\$ 80,031.81</u>
-------	--	---------------------

Total \$ 80,031.81

Mayor Gover opened the floor for discussion with no responders.

Mayor Gover declared the motion to approve the consent agenda carried by the following vote: YEA Commissioner Becker, YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Mayor Gover.

PRESENTATIONS, PETITIONS & COMMUNICATIONS

- Public comments/presentations and non-agenda items

Ms. Joyce St. Michael asked the Council to address the Depot problems with people sleeping in the Depot. Chief Branson stated there was to be periodic checks to continue for the next two weeks. Administrator McLaughlin noted camera recordings with CECOM reviewing.

NEW BUSINESS:

Commissioner Hall seconded by Commissioner Becker moved to adopt Ordinance 2011-5332, approving the reorganization of the Command Structure of the Fire Department.

CITY OF MATTOON, ILLINOIS ORDINANCE NO. 2011-5332

AN ORDINANCE PROVIDING FOR A REORGANIZATION OF THE COMMAND STRUCTURE OF THE CITY OF MATTOON FIRE DEPARTMENT

WHEREAS, there now exists within the City of Mattoon Fire Department the following positions other than firefighter: Chief of Fire, three Shift Captain Positions, six Captain Positions, and fifteen Engineer positions; and,

WHEREAS, the City Council for the City of Mattoon, Coles County, Illinois, deems that it is in the public interest of the taxpayers and citizens of the City of Mattoon and deems that it is in the interest of the City of Mattoon Fire Department that the rank structure be reorganized; and,

WHEREAS, the City Council for the City of Mattoon, Coles County, Illinois, deems that the best organization of rank positions, other than firefighter, for the City of Mattoon Fire Department is as follows: Chief of Fire, Assistant Fire Chief, three Shift Captain positions, three Captains and twelve Engineer positions; and,

WHEREAS, the reorganization of the City of Mattoon Fire Department can be accomplished by maintaining the same total number of positions yet increasing the number of firefighters available per shift.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, as follows:

Section 1. Recitals. The facts and statements contained in the preamble to this Ordinance are found to be true and correct and are hereby adopted as part of this Ordinance.

Section 2. Amendments. Section 34.043(A) and (B) of Chapter 34 of the Code of Ordinances of the City of Mattoon are hereby repealed. Section 34.042 of Chapter 34 is reenacted in its entirety and Section 34.043(A) as follows:

§ 34.043 OTHER FIRE OFFICIALS.

(A) Shift Captains

(1) There is hereby created three positions within the rank of Shift Captain in the Fire Department of said city, who shall hold office until replaced and their successor or successors appointed and qualified. The rank of Shift Captain in the Fire Department shall be appointed by the rules and regulations governing the Board of Fire and Police Commissioners of said city.

(2) Any appointment to the rank of Shift Captain in the Fire Department shall be from within the ranks Captain of said department

(B) Captains

(1) There is hereby created three positions within the rank of Captain in the Fire Department of said city, who shall hold office until replaced and their successor or successors appointed and qualified. The rank of Captain in the Fire Department shall be appointed by the rules and regulations governing the Board of Fire and Police Commissioners of said city.

(2) Any appointment to the rank of Captain in the Fire Department shall be from within the ranks Engineer of said department

(C) Engineers.

(1) There is hereby created twelve positions within the ranks of Engineer in the Fire Department of said city, who shall hold office until replaced and their successor or successors appointed and qualified. The rank of Engineer in the Fire Department shall be appointed by the rules and regulations governing the Board of Fire and Police Commissioners of said city.

(2) Any appointment to the rank of Engineer in the Fire Department shall be from within the ranks of Firefighter of said department

Section 3. This ordinance shall be effective upon the day of its adoption and approval by the City Council. The Clerk is hereby directed to publish this Ordinance in pamphlet form.

Section 4. This ordinance shall be effective upon its approval as provided by law.

Upon motion by Commissioner Hall, seconded by Commissioner Becker, adopted this 1st day of November, 2011, by a roll call vote, as follows:

AYES (Names): Commissioner Becker, Commissioner Ervin,
Commissioner Hall, Commissioner Rankin,
Mayor Gover

NAYS (Names): None

ABSENT (Names): None

Approved this 1st day of November, 2011.

/s/ Tim Gover
Tim Gover, Mayor
City of Mattoon, Coles County, Illinois

ATTEST: APPROVED AS TO FORM:

/s/ Susan J. O'Brien
Susan J. O'Brien, City Clerk

/s/ J. Preston Owen
J. Preston Owen, City Attorney

Recorded in the Municipality's Records on November 1, 2011.

Mayor Gover opened the floor for discussion. Commissioner Ervin expressed his support for the reorganization and voiced concerns of hiring a replacement. Commissioner Hall noted the fire department's increased duties with the ambulance service and voiced the need to keep staffing levels the same.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Becker, YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Mayor Gover.

Mayor Gover announced there would be no vote for a change in the number of liquor licenses tonight, but would be discussed at the December 6th meeting.

Mayor Gover seconded by Commissioner Ervin moved to adopt Ordinance 2011-5333, approving the amendments to Liquor Control in Sections §114.19, 114.54, 114.21.1 with an amendment within the first section to read “City officials. Any law enforcing public official, any mayor or member of the city council shall not be interested in any way, either directly or indirectly, in the manufacture, ...”, 114.40.2, 114.42.1, 114.25.1, 114.46(C), 114.53 of Chapter 114 of the municipal code.

**CITY OF MATTOON, ILLINOIS
ORDINANCE NO. 2011-5333**

AN ORDINANCE AMENDING CHAPTER 114 OF THE MUNICIPAL CODE REGARDING LIQUOR CONTROL

WHEREAS, Chapter 114 of the Municipal Code of the City of Mattoon, Coles County, Illinois, provides for the licensing and control of the sale of alcoholic liquor within the City limits;

WHEREAS, the current ordinance is outdated and in need of updating;

WHEREAS, the City Council desires to have a specific provisions addressed within the liquor control code;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Mattoon as follows:

Section 1. Recitals. The facts and statements contained in the preamble to this Ordinance are found to be true and correct and are hereby adopted as part of this Ordinance.

Section 2. Liquor Control. Sections §114.54, 114.21.1, 114.40.2, 114.42.1, 114.25.1 and 114.46(C) of Chapter 114 of the Code of Ordinances of the City of Mattoon are hereby added as follows:

114.54 Adult Entertainment Provision:

(A) The sale or dispensing of alcoholic liquor is prohibited at premises whereat, or at premises which have any access which leads from said premises to any premises whereat, the following acts or conduct is permitted:

- 1) The employment or use of any person in the sale or service of alcoholic liquors or for the entertainment or diversion of others while such person is unclothed or in such attire, costume or clothing as to expose to view or to show with less than a fully opaque covering any portion of the breast below the top of the areola or any portion of the pubic hair, anus, buttocks, vulva or genitals.
- 2) The performance of acts, or simulated acts, of sexual intercourse, masturbation, sodomy, bestiality, oral copulation, flagellation or any sexual acts prohibited by law.
- 3) The actual or simulated exhibition, displaying, touching or caressing or fondling of or on the breasts, buttocks, anus or genitals.
- 4) The permitting or encouragement of any person to remain in or upon said premises who expose to view any portion of the body described in subparagraphs (a), (b) or (c) hereof.
- 5) The showing of film, still pictures, electronic reproduction or other visual reproduction depicting the acts or conduct described in sub-section (b) hereof, or any person being touched, caressed or fondled on the breasts, buttocks, anus or genitals, or scenes wherein artificial devices or inanimate objects are employed to depict, or drawings are employed to portray the activities described in this sub-paragraph (e).

(B) Obscenity Prohibited. The engaging in, or performance of, any act or conduct described in Section 114.54(A) herein on premises as to which a license has been issued under the provisions of this Chapter is prohibited.

114.21.1 Prohibited License holders

City officials. Any law enforcing public official, any mayor or member of the city council shall not be interested in any way, either directly or indirectly, in the manufacture, sale or distribution of alcoholic liquor; except that license may be granted to such an official in relation to premises which are not located within the territory subject to the jurisdiction of that official if the issuance of such license is approved by the state liquor control commission.

A person who is indebted to the city or other governmental entity for payment of any other fines, fees, charges, bills or taxes, which he or she is obligated to pay but have remained unpaid for more than 45 days.

Any premises or for any locations where it is determined to be detrimental to the general character of the surrounding neighborhood and the projected impact of the premises upon the surrounding neighborhood of the city as a whole would be considered detrimental.

Any premises that is a nuisance property.

Any store owner or other place of business when the majority of customers are less than 21 years of age or when the principal business transacted consists of schoolbooks, school supplies, food, lunches or drinks for such customers.

A person who is not of good character and reputation in the community in which he or she resides.

Section 114.40.2 Product Sampling

A B-1 or D-2 liquor licensee may hold a product sampling event at its licensed retail location once per calendar quarter. For the purpose of this section as a product sampling event is defined as an event encompassing no more than eight (8) continuous hours at which wine, beer or spirits is dispensed in glasses. Up to 3 samples, consisting of no more than (i) ¼ ounce of distilled spirits, (ii) one ounce of wine, or (iii) 2 ounces of beer may be served to one consumer at any event for which the license holder makes no charge and receives no monetary consideration. The license holder must comply with the then current policy of the Illinois Liquor Control Commission, and the Mayor must be notified by the license holder, in writing, five (5) days in advance of the product sampling event, of the time, date and location of the event.

The product sampling event will take place within the licensed premises as specified in the original license application. The product sampling event will not conflict with or otherwise violate this or any other ordinance of the City.

Section 114.42.1 Drive up Window

A. Drive-up windows maintained and operated on premises duly licensed for the sale of alcoholic liquors within the corporate limits of the City shall be adequately lighted during business hours by natural or artificial white light so that all persons or vehicles transacting business at such windows shall be clearly visible. From sunset until closing time, said drive-up windows shall be directly lighted by no less than two (2), 300-watt incandescent lamps or their equivalent, spaced at least eight (8) feet apart, located directly over or near said drive-up window, with light rays so directed as to most effectively light the outside area immediately adjacent to said window. Existing drive-up window liquor sales will be grandfathered in this provision until ownership has changed or the business has been out of operation for more than six (6) months.

B. In order to enforce this section, the City shall have the right to require the filing with it of plans, drawings and photographs showing the lighting as above required. This paragraph shall constitute an additional regulation of premises licensed for the sale of alcoholic liquors.

C. Only “package sales” are permitted at drive-up windows.

D. Only a licensee having a Class B-1 license shall maintain and operate a drive-up window at which alcoholic liquors are sold.

Section 114.25.1 Downtown restricted numbers

A maximum of ten (10) Class A and five (5) Class B-1 retail liquor licenses shall be permitted within the area which is described as follows:

Beginning at the intersection of 21st Street and Richmond Avenue extending east to the intersection of Richmond Avenue and 6th Street, then extending south to the intersection of Charleston Avenue and 6th Street, then extending west along Charleston Avenue to the intersection of Charleston Avenue and 21st Street and then extending north the intersection of 21st Street and Richmond Avenue.

Should any of the ten Class A or five Class B-1 retail liquor licenses referenced in this paragraph become available for issuance due to the death of the licensee; termination of a partnership or corporation, or bankruptcy of a licensee, or due to the revocation of a license or for any other reason, the number of Class A or B-1 retailer's licenses issued or available in the above described area shall be reduced until there are no more than a total of ten (10) Class A or five (5) Class B-1 retailer's licenses issued or available in the above described area. No Class A or Class B-1 retailer's licenses shall be transferred to locations within the above described area which would increase the total number of Class A or Class B-1 retailer's licenses issued or

available in that area to a number of in excess of ten (10) or five (5). Nothing in this section shall be construed to prevent a Class A or Class B-1 retailer's license in existence and located within the above described area on the effective date of this section from transferring to another location within the above described area.

Section 114.46(C) Manager of a liquor establishment

Anything stated in Chapter 114 of the Code to the contrary notwithstanding, any corporation, limited liability company, association, trust, partnership or other similar entity, which is granted a liquor license by the city shall identify and designate a bona fide manager of the facility licensed to sell alcoholic liquors by the city.

Each licensee shall submit to the City the name and address of such manager and upon the effective date of any change in said manager, the licensee shall notify the City of the new manager's name and address. Failure to give notice of a change in manager could result in the suspension or revocation of said liquor license.

Section 3. Liquor Control. Sections §114.19, and 114.53 of Chapter 114 of the Code of Ordinances of the City of Mattoon are hereby amended as follows:

Section 114.19 Insurance

Evidence of dram shop liability insurance covering the entire period of the license in the form of a certificate of insurance issued by an insurance company licensed to do business in the State of Illinois. The certificate shall insure applicant and owner or lessor of the premises in such amounts as may be required by the Illinois Liquor Control Act, or in an amount of not less than \$1,000,000, whichever amount is greater. The certificate shall be submitted to the local liquor commissioner upon application for or renewal of the liquor license.

Section 114.53 Hours

- A. It shall be unlawful for any licensee to sell or offer for sale at retail, serve, dispense or provide free of charge, any alcoholic liquor in the city between the hours of 1:00 a.m. and 6:00 a.m. of any day except Sunday, when it shall be unlawful to sell or offer for sale, any alcoholic liquor from 1:00 a.m. on Sunday morning until 12:00 noon on the same Sunday.
- B. It shall be unlawful to keep open for business, or admit the public to any licensed premises where alcoholic liquor is sold at retail, during the hours the sale of such liquor is prohibited; provided, however, that in the case of restaurants, grocery stores, clubs and hotels, hall rental businesses and other separate business conducted on said premises, such establishment may be kept open during such hours, but no alcoholic liquor may be sold during said hours.
- C. Class A Liquor license holders may be open during the hours of 6:00 a.m. and 12:00 p.m. on Sundays for the purposes of serving food only. No alcoholic liquor may be sold or given during those hours.

Section 3. Severability. If any provision of this Ordinance, or the application of any provision of this Ordinance, is held unconstitutional or otherwise invalid, such occurrence shall not affect other provisions of this Ordinance, or their application, that can be given effect without the unconstitutional or invalid provision or its application. Each unconstitutional or invalid provision, or application of such provision, is severable.

Section 4. This ordinance shall be effective upon its publication and approval as provided by law. The Clerk is hereby directed to publish this Ordinance in pamphlet form.

Upon motion by Mayor Gover, seconded by Commissioner Ervin, adopted this 1st day of November, 2011, by a roll call vote, as follows:

AYES (Names): Commissioner Becker, Commissioner Ervin,
Commissioner Hall, Commissioner Rankin,
Mayor Gover

NAYS (Names): None

ABSENT (Names): None

Approved this 1st day of November, 2011.

/s/ Tim Gover
Tim Gover, Mayor
City of Mattoon, Coles County, Illinois

ATTEST:

APPROVED AS TO FORM:

/s/Susan J. O'Brien
Susan J. O'Brien, City Clerk

/s/ J. Preston Owen
J. Preston Owen, City Attorney

Recorded in the Municipality's Records on November 1, 2011.

Mayor Gover opened the floor for discussion. Council discussed downtown's restricted number of Class A and B-1 licenses and product sampling.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Becker, YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Mayor Gover.

Mayor Gover seconded by Commissioner Hall moved to adopt Special Ordinance 2011-1463, authorizing a contract with PersonalCare/Coventry Health Care of Illinois, Inc. for the Administration of the self-insured health plan and Delta Dental for the Administration of the self-insured dental plan for employees and retirees of the municipality; and authorizing the Mayor to sign all documents.

**CITY OF MATTOON, ILLINOIS
SPECIAL ORDINANCE NO. 2011-1463**

AN ORDINANCE AUTHORIZING A RENEWAL AGREEMENT WITH PERSONALCARE INSURANCE OF ILLINOIS/COVENTRY HEALTH CARE OF ILLINOIS, INC. FOR THE ADMINISTRATION OF THE SELF-FUNDED MEDICAL AND PHARMACY BENEFIT PLAN AND DELTA DENTAL OF ILLINOIS FOR THE ADMINISTRATION OF THE SELF-FUNDED DENTAL BENEFIT PLAN FOR EMPLOYEES AND RETIREES OF THE MUNICIPALITY

WHEREAS, the City of Mattoon, Illinois employee and retiree group has demonstrated exceptional health insurance experience, and

WHEREAS, this group health insurance history has resulted in favorable renewal premium rates, and

WHEREAS, it is the desire of the Mattoon City Council to maintain and continue the relationship with the Personal Care Insurance of Illinois and Delta Dental plans currently offered through the First Mid Insurance Group to its employees and retirees, and

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, as follows:

Section 1. The Mayor is authorized to sign a renewal agreement with PersonalCare Insurance of Illinois, Inc./Coventry Health Care of Illinois, Inc. for the administration of the self-funded medical and pharmacy benefit plan and the Delta Dental plan for employees and retirees of the municipality, copies of which are attached and incorporated by reference.

Section 2. This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

Section 3. This ordinance shall be effective upon its approval as provided by law.

Upon motion by Mayor Gover, seconded by Commissioner Hall, adopted this 1st day of November, 2011, by a roll call vote, as follows:

AYES (Names): Commissioner Becker, Commissioner Ervin,
Commissioner Hall, Commissioner Rankin

NAYS (Names): None

ABSENT (Names): None

Approved this 1st day of November, 2011.

/s/ Tim Gover
Tim Gover, Mayor
City of Mattoon, Coles County, Illinois

ATTEST:

APPROVED AS TO FORM:

/s/ Susan J. O'Brien
Susan J. O'Brien, City Clerk

/s/ J. Preston Owen
J. Preston Owen, City Attorney & Treasurer

Recorded in the Municipality's Records on November 1, 2011.

Mayor Gover opened the floor for discussion with no responders.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Becker, YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Mayor Gover.

Mayor Gover seconded by Commissioner Hall moved to adopt Resolution 2011-2846, authorizing a \$10,000 maximum agreement with the Coles County Regional Planning & Development Commission for Technical Assistance for Services to be rendered from December 1, 2011 to November 30, 2012 on a time and expense basis and authorizing the Mayor to sign all documents.

**CITY OF MATTOON, ILLINOIS
RESOLUTION NO. 2011-2846**

**RESOLUTION TO ENTER INTO CONTRACTUAL AGREEMENT FOR
TECHNICAL ASSISTANCE SERVICES WITH THE COLES COUNTY REGIONAL PLANNING AND
DEVELOPMENT COMMISSION**

WHEREAS, the **City of Mattoon** has selected the Coles County Regional Planning and Development Commission to provide certain Technical Assistance Services to the **City**; and

WHEREAS, the **City Council** has examined the proposed contract agreement a copy of which is attached hereto and incorporated by reference and entitled "Technical Assistance Agreement" Between the **City of Mattoon Illinois** and the Coles County Regional Planning and Development Commission," and finds said contract agreement to be acceptable,

NOW, THEREFORE, BE IT RESOLVED by the **City Council** of the **City of Mattoon**, Illinois, that the **City** enter into and execute said Contract Agreement with the Coles County Regional Planning and Development Commission. The **Mayor** is authorized to execute said Agreement.

Upon motion by Mayor Gover, seconded by Commissioner Hall, adopted this 1st day of November, 2011, by a roll call vote, as follows:

AYES (Names): Commissioner Becker, Commissioner Ervin,
Commissioner Hall, Commissioner Rankin,
Mayor Gover

NAYS (Names): None

ABSENT (Names): None

Approved this 1st day of November, 2011.

/s/ Timothy D. Gover
Timothy D. Gover, Mayor
City of Mattoon, Coles County, Illinois

ATTEST:

/s/Susan J. O'Brien
Susan J. O'Brien, City Clerk

APPROVED AS TO FORM:

/s/ J. Preston Owen
J. Preston Owen, City Attorney & Treasurer

Recorded in the Municipality's Records on November 1, 2011.

Mayor Gover opened the floor for discussion with no responders.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Becker, YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Mayor Gover.

Mayor Gover seconded by Commissioner Ervin moved to adopt Resolution 2011-2847, authorizing a \$2,100 agreement with the Coles County Regional Planning & Development Commission for administration of the Mattoon Revolving Loan Fund for services to be rendered from December 1, 2011 to November 30, 2012 on a time and expense basis and authorizing the Mayor to sign all documents.

**CITY OF MATTOON, ILLINOIS
RESOLUTION NO. 2011-2847**

**RESOLUTION TO ENTER INTO CONTRACTUAL AGREEMENT
FOR REVOLVING LOAN FUND ADMINISTRATION & COORDINATION SERVICES WITH THE COLES
COUNTY REGIONAL PLANNING & DEVELOPMENT COMMISSION**

WHEREAS, the **City of Mattoon** operates a State of Illinois capitalized Revolving Loan Fund, and;

WHEREAS, the Coles County Regional Planning and Development Commission has been deemed by the **City Council** as qualified to administer said Revolving Loan Fund, said Commission furnishing a proposed contract agreement for Revolving Loan Fund administration services to the **City**, and

WHEREAS, The **City Council** has examined the proposed contract agreement, entitled "Contract Agreement for Administration and Coordination Services for State Capitalized Revolving Loan Fund," and finds the agreement to be acceptable.

NOW, THEREFORE, BE IT RESOLVED by the **Mayor** and **City Council** of the **City of Mattoon, Coles County**, Illinois that the **City** enter into and execute this Contract Agreement for Administrative Services with the Coles County Regional Planning and Development Commission. The **Mayor** is authorized to execute said AGREEMENT.

Upon motion by Mayor Gover, seconded by Commissioner Ervin, adopted this 1st day of November, 2011, by a roll call vote, as follows:

AYES (Names): Commissioner Becker, Commissioner Ervin,
Commissioner Hall, Commissioner Rankin,
Mayor Gover

NAYS (Names): None

ABSENT (Names): None

Approved this 1st day of November, 2011.

/s/ Timothy D. Gover
Timothy D. Gover, Mayor
City of Mattoon, Coles County, Illinois

ATTEST:

APPROVED AS TO FORM:

/s/ Susan J. O'Brien
Susan J. O'Brien, City Clerk

/s/ J. Preston Owen
J. Preston Owen, City Attorney & Treasurer

Recorded in the Municipality's Records on November 1, 2011.

Mayor Gover opened the floor for discussion with no responders.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Becker, YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Mayor Gover.

Commissioner Ervin seconded by Commissioner Becker moved to approve Council Decision Request 2011-1271, authorizing the use of Midtown TIF funds in the amount of \$9,142.25 for the traffic islands at the intersection of 17th Street and Broadway Avenue.

Mayor Gover opened the floor for discussion. Director Barber noted the dollar amount correction.

Commissioner Ervin seconded by Commissioner Rankin moved to amend the dollar amount in CDR 2011-1271 to \$9,050.00.

Mayor Gover declared the motion to amend CDR 2011-1271 carried by the following vote: YEA Commissioner Becker, YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Mayor Gover.

Commissioner Ervin seconded by Commissioner Becker moved to approve CDR 2011-1271 as amended.

Mayor Gover declared the motion to approve the amended CDR carried by the following vote: YEA Commissioner Becker, YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Mayor Gover.

Commissioner Ervin seconded by Commissioner Hall moved to approve Council Decision Request 2011-1272, authorizing the use of Midtown TIF funds in the amount of \$13,200 for site furnishing in the Progress Square Parking Lot.

Mayor Gover opened the floor for discussion with no responders.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Becker, YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Mayor Gover.

Commissioner Ervin seconded by Commissioner Becker moved to approve Council Decision Request 2011-1273, authorizing the use of Midtown TIF funds in the amount of \$5,000 for fencing around the Progress Square Parking Lot.

Mayor Gover opened the floor for discussion with no responders.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Becker, YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Mayor Gover.

DEPARTMENT REPORTS:

CITY ADMINISTRATOR updated Council on the AT&T Illinois President's visit to City Hall to announce their 3G broadband wireless network; noted the upcoming meeting of the Comprehensive Planning Advisory Committee; and reported the update of the Strategic Plan with another meeting to be scheduled with the consultant for action goals. Mayor Gover noted Commissioner Becker and Commissioner Rankin will represent the Council. Mayor Gover opened the floor for questions with no responders.

ATTORNEY & TREASURER presented the six-month Financial Report and noted the cash position change; noted work on the Annual TIF Reports, budget process preparation, levy with Assessor's Office, and Fire & Police Pension levy requests. Mayor Gover opened the floor for questions with Council inquiries answered about the cash position and assessor's valuations.

CITY CLERK noted business as usual, and announced the Special Meeting of the Council to bind the property and casualty insurance was to be held on November 22nd at 8:00 a.m., and holiday observances on November 24 & 25th. Commissioner Rankin noted his request to attend electronically on November 22nd. Mayor Gover opened the floor for questions with no responders.

PUBLIC WORKS updated the Council on the opened alley between the Depot and YMCA, concrete work half complete for the Progress Square Parking Lot, Lightworks open on Friday, and the new eternal flame was installed. Mayor Gover opened the floor for questions with Director Barber providing an update on DeWitt Avenue maintenance.

COMMUNITY DEVELOPMENT noted business as usual and announced the ceiling in the Fire Department and hallway were repaired; and updated the Council on the ongoing Community Pride title searches. Commissioner Hall inquired

as to the former Villa Pizza building repairs with Coordinator Gill noting the final alternative of filing a lawsuit. Mayor Gover opened the floor for additional questions with no responders.

FIRE announced 911 rotation to commence on Wednesday, site selection for training building, tours, in-house training, and condemned housing training. Mayor Gover opened the floor for questions with no responders.

POLICE presented a monthly report with crime statistics and noted the City was average for this time of year. Mayor Gover opened the floor for questions with no responders.

COMMENTS BY THE COUNCIL

Commissioners Becker, Ervin, Hall, and Rankin had no further comments. Mayor Gover thanked the public audience for their attendance.

Commissioner Hall seconded by Commissioner Rankin moved to adjourn at 7:02 p.m.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Becker, YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Mayor Gover.

/s/ Susan J. O'Brien
City Clerk